

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a substance high in lactose had been substituted in whole or in part for grated cheese, which the product was represented to be.

Misbranding, Section 403 (a), the label designation "Italian Style Grated Cheese" was false and misleading as applied to an article containing a milk product other than cheese.

**DISPOSITION:** June 3, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

**9894. Adulteration and misbranding of grated cheese. U. S. v. 288 Envelopes of Grated Cheese. Default decree of condemnation and destruction. (F. D. C. No. 20266. Sample No. 5534-H.)**

**LABEL FILED:** On or about June 19, 1946, District of New Jersey.

**ALLEGED SHIPMENT:** On or about May 4, 1946, by Basso Pure Food Products, from Philadelphia, Pa.

**PRODUCT:** 24 cards, each containing 12 ¾-ounce envelopes, of grated cheese at Gloucester City, N. J. Examination showed that the product contained approximately 28 percent lactose, indicating the presence of a milk product other than cheese.

**LABEL, IN PART:** (Envelopes) "Mrs. Basso's Pure Foods Phila. Pa. Italian Grated Cheese Blend of Parmesan & Romano."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a substance high in lactose had been substituted in whole or in part for grated cheese, which the article was represented to be.

Misbranding, Section 403 (a), the statements (on the cards), "Italian Grated Cheese" and (on the envelopes) "Italian Grated Cheese Blend of Parmesan & Romano," were false and misleading.

**DISPOSITION:** July 26, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**9895. Misbranding of grated cheese. U. S. v. 29 Cards of Grated Cheese. Default decree of condemnation. Product ordered delivered to a charitable institution. (F. D. C. No. 19933. Sample No. 65313-H.)**

**LABEL FILED:** May 17, 1946, District of New Jersey.

**ALLEGED SHIPMENT:** On or about April 23, 1946, by the Serv-Agen Corporation, from Philadelphia, Pa.

**PRODUCT:** 29 cards, each containing 12 ¾-ounce envelopes, of grated cheese at Atlantic City, N. J. Examination showed that the product contained approximately 22 percent lactose, indicating the presence of a milk product other than cheese.

**LABEL, IN PART:** "Grated Cheese \* \* \* Italian Style."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a substance high in lactose had been substituted in whole or in part for grated cheese.

Misbranding, Section 403 (a), the label statement "Grated Cheese" was false and misleading.

**DISPOSITION:** July 1, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution on the condition that the labels be destroyed.

**9896. Misbranding of grated cheese. U. S. v. 1 Bag of Grated Cheese. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 20275. Sample No. 5533-H.)**

**LABEL FILED:** On or about June 21, 1946, District of New Jersey.

**ALLEGED SHIPMENT:** On or about May 29, 1946, by M. Wildstein and Sons, from Philadelphia, Pa.

**PRODUCT:** 1 unlabeled bag, containing approximately 49½ pounds, of grated cheese at Mount Ephraim, N. J. This product contained approximately 17 percent of lactose, indicating the presence of a milk product other than cheese.

**NATURE OF CHARGE:** Misbranding, Section 403 (e) (1) and (2), the product failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor, and an accurate statement of the quantity of the contents; Section 403 (i) (1), the label failed to bear the common or usual name of the food; and, Section 403 (i) (2), the product was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each ingredient.